



S001452%\$%2005

2003, 2004, 2005

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: BOB MORRIS;

2006 MAR 30 PM 3: 25

OV
SAC, SE-TO

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

BOB MORRIS
39960 ALDERPOINT
BLOCKSBURG, CA 95514

STATEMENT NO.: S001452
CONTACT PHONE NO.: (707)498-6554

Source Name: MIDDLE BRANCH MILL CREEK

Tributary To: LARRIBEE CREEK

County: Humboldt

Year of First Use: 1904

Diversion Within: SW1/4 of SW1/4 Section 09, T01S, R04E, HB&M

Parcel Number:

A. **Water is Used Under:** Riparian claim _____ Pre-1914 right _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing above) _____

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)			Acre-feet (AF)			Other			Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2003	200M												
2004													
2005													

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 7 acres; Stockwatering 40; Domestic P

Other (specify) _____

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES _____ NO _____

Describe any water conservation efforts you have initiated: _____

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

5208

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES ☐ NO ☒
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ☐ NO ☐

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ☐ NO ☒
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ☐ NO ☐

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 3/25/06, 20____ at Blockburg, California

SIGNATURE: Roscoe E. Moore

PRINTED NAME: Roscoe E. Moore
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

CHW/RS
CKW/STW
5/14/05

703 527 14 PM 12:07

DI-C. M. Harris
5-04-05

**NOTICE OF ASSIGNMENT
FOR STATEMENT OF WATER DIVERSION AND USE**

File: S001482

State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

Ladies and Gentlemen:

I have assigned all my right, title, and interest in my Statement of Water Diversion and Use,

Statement Number S001452

on file with the State Water Resources Control Board to:

Robert E. Morris

whose address is:

39960 Alderpoint Road
(Address)

Blacksburg
(City)

California
(State)

95514

(Zip code)

Telephone No. (707) 777-1790

Eel River Sawmills, Inc.
(Name)

Dennis Hitt, President
(Signature)

Telephone No. (707) 726-9240

Dated: 4/12/05

done 5/6/05
STW



State Water Resources Control Board



Division of Water Rights

1001 I Street, 14th Floor • Sacramento, California 95814 • (916) 341-5300
Mailing Address: P.O. Box 2000 • Sacramento, California • 95812-2000
FAX (916) 341-5400 • Web Site Address: <http://www.swrcb.ca.gov>

Alan C. Lloyd, Ph.D.
Agency Secretary

Arnold Schwarzenegger
Governor

JUN 14 2005

In Reply Refer
to:331:SJW:S001452

Bob Morris
39960 Alderpoint
Blocksburg, CA 95514

Dear Mr. Morris:

STATEMENT 1452—MIDDLE BRANCH MILL CREEK TRIBUTARY TO LARRIBEE
CREEK IN HUMBOLDT COUNTY

We have been informed that you have acquired the property formerly owned by Bob Beliacqua, which is served under the above water right. Unless we hear to the contrary within 30 days, we will change our records to show ownership of Statement 1452 in your name.

If you have any questions about your water rights, please contact me at (916) 341-5315.

Sincerely,

ORIGINAL SIGNED BY
Camilla Williams for

Susan J. Wilson
Engineering Associate
Water Rights Processing Unit

Enclosure

cc: Bob Beviacqua
8195 Treecrest Ave.
Fair Oaks, CA 95628-2795

Eel River Sawmills Inc.
c/o Robert Kim Browning
1053 Northwestern Ave.
Fortuna, CA 95540

PLMiner:4-28-05

u:/PERDRV/PLMiner/S1452 Morris ASGN-LTR for Statements

SURNAME

4/28/05
ASGN-LETTER (2-01)

*W. Davis 5/6/05
SJW
SJW 5/3/05
CkW 6/13/05*

3 11:04a		MAIL ASSIGN		STATEMENTS		Application No.: Permit No.: License No.:	
Name: Bob Morris		Representing: 707 498 6554		Phone#: Fax#:		E-mail:	
Message: 39960 ALDERPOINT BLOCKSBURG, CA Call 95514				5001452		Left Message (Date) 1:45p 3/24/05	
Action: <input type="checkbox"/> Faxed Notice <input type="checkbox"/> Faxed Map NorCal or SoCal <input type="checkbox"/> Faxed Draft Regulations <input type="checkbox"/> Provided Clarification/ Answered Questions <input type="checkbox"/> Forward Call to _____ <input type="checkbox"/> Name/Address Change to WRIMS <input type="checkbox"/> Comment Only/ No Action Required				SEND NOTICE OF ASSIGNMENT Completed <input type="checkbox"/> YES <input type="checkbox"/> NO			

LINK INFO

General Query	Application	Applicant-Namelink	Source - Tributary	Source - Pod	Water Use
	Term	Decision	Extension	FERC	Irrigation

Today's Date: 05/06/2005

WRAPP

Applicant And Namelink

Appl Id S001452

NAMELINK

Record Delete ☒ Yes ☒ No Record Delete ReasonName Type ☒ Owner ☐ Agent

Appl Id S001452

Record Create Date 05/06/2005

Mail Code ☒ Mail List ☐ Void

Record Create User Id SWILSON

Primary Owner ☒ Yes ☐ No

Name Id 10031202

Record Update Date

Primary Owner ☐ C.C. ☒ No ☐ Unknown

Record Update User Id

NAMEINFO

Record Delete ☒ Yes ☒ No Record Delete Reason

Salutation

Name Id 10031202

Last Name MORRIS

Middle Name

First Name BOB

Company

Dept

Street 39960 ALDERPOINT

Pobox

City BLOCKSBURG

State CA

Zip 95514

Areacode 707

Phone 4986554

Etal

Xref Name Id

Record Create Date 05/06/2005

Record Create User Id SWILSON

Record Update Date

Record Update User Id

Applicant And Namelink

Appl Id 5001452

NAMELINK

Record Delete ☐ Yes ☒ No Record Delete Reason ☐

Name Type ☐ Owner ☒ Agent
 Mail Code ☒ Mail List ☐ Void
 Primary Owner ☐ Yes ☒ No
 Primary Owner ☐ C.C. ☐ No ☒ Unknown

Appl Id 5001452

Name Id 10023652

Record Create Date 12/12/1995

Record Create User Id JOSHUAL

Record Update Date 12/12/1995

Record Update User Id JOSHUAL

NAMEINFO

Record Delete ☐ Yes ☒ No Record Delete Reason ☐

Salutation Name Id 10023652

Last Name

Middle Name

First Name

Company EEL RIVER SAWMILLS INC

Dept C/O ROBERT KIM BROWNING

Street 1053 NORTHWESTERN AVE

Pobox

City FORTUNA

State CA

Zip 95540

Areacode 707

Phone 7256911

Etal

Xref Name Id

Record Create Date 12/12/1995

Record Create User Id JOSHUAL

Record Update Date 11/14/1997

Record Update User Id KENB

*Del 5/6/05
S/W*

Applicant And Namelink				Appl Id 5001452
NAMELINK				
Record Delete <input type="radio"/> Yes <input checked="" type="radio"/> No		Record Delete Reason <input style="width: 100px;" type="text"/>		
Name Type <input checked="" type="radio"/> Owner <input type="radio"/> Agent		Appl Id 5001452		
Mail Code <input type="radio"/> Mail List <input checked="" type="radio"/> Void		Name Id 10014360		
Primary Owner <input checked="" type="radio"/> Yes <input type="radio"/> No				
Primary Owner <input type="radio"/> C.C. <input type="radio"/> No <input checked="" type="radio"/> Unknown				
NAMEINFO				
Record Delete <input type="radio"/> Yes <input checked="" type="radio"/> No		Record Delete Reason <input style="width: 100px;" type="text"/>		
Salutation <input style="width: 100px;" type="text"/>		Name Id 10014360		
Last Name BEVIACQUA				
Middle Name <input style="width: 100px;" type="text"/>				
First Name BOB				
Company <input style="width: 100px;" type="text"/>				
Dept <input style="width: 100px;" type="text"/>				
Street 8195 TREECREST AVE				
Robox <input style="width: 100px;" type="text"/>				
City FAIR OAKS				
State CA		Zip 95628-2765		
Areacode 916		Phone 9611588		
Etal <input style="width: 100px;" type="text"/>		Xref Name Id <input style="width: 100px;" type="text"/>		

Del 5/6/05
 SJW

Record Create Date 09/15/1994
 Record Create User Id SHIUHLIN
 Record Update Date 12/12/1995
 Record Update User Id JOSHUAL

Record Create Date 09/15/1994
 Record Create User Id SHIUHLIN
 Record Update Date 11/07/2002
 Record Update User Id WTOY

PER SUP. STATEMENT REC'D 3/22/05
 & PER PHONE CALL 3/24/05
 DELETE OLD OWNERS
 ADD NEW OWNER BOB MORRIS

5/5/05

1) ADD NEW OWNER

BOB MORRIS ID# 10031202

39960 ALDERPOINT

BLOCKBURG, CA 95514

707-498-6554

added
 Writings
 5/6/05
 SJW

Del Writings 5/6/05
 #10014360
 BOB BEVIACQUA

EGL RIVER SAHONILLS INC
 #10023652
 Del Writings
 5/6/05

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999.

OWNER OF RECORD: EEL RIVER SAWMILLS INC

EEL RIVER SAWMILLS INC
C/O ROBERT KIM BROWNING
1053 NORTHWESTERN AVE
FORTUNA, CA 95540

SOURCE: MIDDLE BRANCH MILL CREEK
TRIBUTARY TO: LARRIBEE CREEK
COUNTY: HUMBOLDT

DIVERSION

WITHIN: SW $\frac{1}{4}$ OF SW $\frac{1}{4}$ SECTION 9, T1S, R4E, HB&M.

STATEMENT NO: S001452

TELEPHONE NUMBER:
(707) 725-6911

YEAR OF FIRST USE: 1904
PARCEL NO:

A. Water is used under: Riparian claim _____ Pre 1914 right ☒ Other (explain): _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons ☒ Acre-feet _____ Other 45,000 Gal/month

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996				2	✓	✓	✓	✓	✓	✓	2		
1997				2	✓	✓	✓	✓	✓	✓	2		
1998				2	✓	✓	✓	✓	✓	✓	2		

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 20 acres; Stockwatering 20 head; Domestic 4 people

Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) NONE

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Describe any water conservation efforts you may have started: Seal all pipe

b. LEAKS

c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

2. Water quality and wastewater reclamation

a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO ☒

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: March 3, 19 99 at Ferris, California

SIGNATURE: [Signature]

PRINTED NAME: Robert Kim Browning
(first name) (middle init.) (last name)

COMPANY NAME: EEL River Services Inc.

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

5-1452

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996

OWNER OF RECORD: EEL RIVER SAWMILLS INC

ROBERT KIM BROWNING
1053 NORTH WESTERN AVENUE
FORTUNA, CA 95540

SOURCE: MIDDLE BRANCH MILL CREEK
TRIBUTARY TO: LARRIBEE CREEK
COUNTY: HUMBOLDT
DIVERSION

STATEMENT NO: 00014

TELEPHONE NUMBER:
(707) 725-6911

YEAR OF FIRST USE: 1904
PARCEL NO:

- WITHIN: SW $\frac{1}{4}$ OF SW $\frac{1}{4}$ SECTION 9, T1S, R4E, HB&M.
- A. Water is used under: Riparian claim _____; Pre 1914 right ☒; Other (explain) _____
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:

☒ Gallons

☐ Acre-feet

☐ (other)

45000 Gals/month

YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	OCT.	NOV.	DEC	TOTAL ANNUAL
1993				?							?		
1994				?							?		
1995				?							?		

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 20 acres; Stockwatering 20 head; Domestic 4 people
Other (specify) _____
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New - pump, enlarged diversion dam, location of diversion, etc.)
None
- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: May 21 19 96 at Fortuna, California.

SIGNATURE: Robert Kim Browning

PRINTED NAME: Robert Kim Browning
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: EEL RIVER SAWMILLS INC

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

5-1452

PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

12-12-95

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S001452

OWNER OF RECORD: EEL RIVER SAWMILLS INC

EEL RIVER SAWMILLS INC
1053 NORTHWESTERN AVENUE
FORTUNA, CA 95540

STATE WATER RESOURCES
CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1995 MAR 24 AM 7:02

SOURCE: MIDDLE BRANCH MILL CREEK

TRIBUTARY TO: LARRIBEE CREEK

COUNTY: HUMBOLDT

DIVERSION

WITHIN: SW $\frac{1}{4}$ OF SW $\frac{1}{4}$ SECTION 9, T1S, R4E, HBM MDB&H

TELEPHONE NUMBER:

(707) 725-6911

YEAR OF FIRST USE: 1904

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim _____; Pre 1914 right ☒; Other (explain) _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:

☒ Gallons

☐ Acre-feet

☐ (other)

45 000 GAC/month

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992				2	✓	✓	✓	✓	✓	✓	2		
1993				2	✓	✓	✓	✓	✓	✓	2		
1994				2	✓	✓	✓	✓	✓	✓	2		

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 20 acres; Stockwatering 20 herd; Domestic 4 people

Other (specify) _____

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: March 20, 1995, at Fortworth, California
SIGNATURE: [Signature]
PRINTED NAME: Robert Kim Browning
COMPANY NAME: ESL River Systems Inc.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. 1

DIVERSION SITE:

OWNER'S NAME EEL River Sawmills Inc

PARCEL NO. Swk 3w4 Sec 9 T1S, R4E HBM
(FIRST) (MIDDLE) (LAST)

PLACE OF USE:

OWNER'S NAME same
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. _____

2. PARCEL NO. _____

3. PARCEL NO. _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

~~OWNER/LESSEE/AGENT/OTHER~~ Agent

NAME Robert Kim Branning
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS EEL River Sawmills Inc
1053 Northwestern Ave Fortuna CA 95540
(CITY) (STATE) (ZIP)

TELEPHONE NO. (707) 725-6911

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME None
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____

(CITY) (STATE) (ZIP)

TELEPHONE NO. () - _____

2. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____

(CITY) (STATE) (ZIP)

TELEPHONE NO. (707) 725-6911

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 001452

EEL RIVER SAWMILLS INC
1053 NORTHWESTERN AVENUE
FORTUNA, CA 95540

TELEPHONE NUMBER:
(707) 725-6911

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: MIDDLE BRANCH MILL CREEK

TRIBUTARY TO: LARRIBEE CREEK

COUNTY: HUMBOLDT

YEAR OF FIRST USE: 1904

DIVERSION

WITHIN: SW1/4 OF SW1/4 SECTION 09, T01S, R04E, H B&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim _____; Pre 1914 right ☒; Other (explain) _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☒ Gallons ☐ Acre-feet ☐ (other) 245,000 GAL/MONTH

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991				?	✓	✓	✓	✓	✓	✓	?		
1992				?	✓	✓	✓	✓	✓	✓	?		
1993				?	✓	✓	✓	✓	✓	✓	?		

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 20 acres; Stockwatering 20 head; Domestic 4 people
Other (specify) _____

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: March 2, 19 94, at Fortuna, California

Signature: P. L. Brumby

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969".

"Appropriation of Water in California"

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

S1452

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

- A. Name of person diverting water: Chas. Fitzell Jr.
Address: Blocksburg Calif. 95414
- B. Name of body of water at point of diversion: Middle Branch of Mill Cr.
Tributary to: Larriue Cr. (trib. of Felt R.)
- C. Place of diversion: $\frac{1}{4}$ NW $\frac{1}{4}$ Section 9, Township 15., Range 4E, Humboldt Book No.
County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.
- D. Name of works
- E. Capacity of diversion works: Approx 120
Capacity of storage reservoir: None
State quantity of water used each month in gallons or acre-feet
- | Year | Jan. | Feb. | Mar. | Apr. | May | June | July | Aug. | Sept. | Oct. | Nov. | Dec. | Total Annual |
|------|------|------|------|------|-----|------|------|------|-------|------|------|------|-----------------------------|
| | | | | | | | | | | | | | <u>Approx 45000 gal Mo.</u> |
- If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc. Water is diverted continuously. Returns by natural courses when not used.
10 to 15 Pasture and orchard
- Maximum annual water use in recent years: 225000 Gal
Minimum annual water use in recent years: 100000 Gal
Type of diversion facility: gravity ☒, pump ☐
Method of measurement: weir ☐, flume ☒, electric power meter ☐, water meter ☐, estimate ☐
- F. Purpose of use (what water is being used for): Pasture, garden & orchard power
Pasture - Garden nearest to Ranch house N.E. $\frac{1}{4}$ Sec. 8 T.15 R.4E.
- G. General description or location of place of use (use sketch of section grid on reverse side if you desire):
Pasture - Garden nearest to Ranch house N.E. $\frac{1}{4}$ Sec. 8 T.15 R.4E.
- H. Year of first use as nearly as known: 1904 (Frank Barclay and Wm. Haley filed for miners rights. Book 3 mining claims filed Aug 5-1904)
- I. Name of person filing statement: Chas. Fitzell Jr.
Position: Owner
Organization: Ranch
Address: Blocksburg Calif. 95414

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed: 6-24-67

Signature: Chas. Fitzell Jr.

See Instructions on Reverse Side

SWRB 40 (6-66)

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